

OCT 27 2005

CATHY A. CATTERSON, CLERK
U.S. COURT OF APPEALS

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

VIGNY SONZEU,

Petitioner,

v.

ALBERTO R. GONZALES,** Attorney
General,

Respondent.

No. 03-71909

Agency No. A75-670-024

MEMORANDUM*

On Petition for Review of an Order of the
Board of Immigration Appeals

Submitted October 19, 2005***
Pasadena, California

Before: KLEINFELD, TASHIMA, and FISHER, Circuit Judges.

We deny Sonzeu's petition for review of the denial of his applications for
asylum and withholding of removal.

* This disposition is not appropriate for publication and may not be cited to
or by the courts of this circuit except as provided by 9th Cir. R. 36-3.

** Alberto R. Gonzales is substituted for his predecessor, John Ashcroft, as
Attorney General of the United States, pursuant to Fed. R. App. P. 43(c)(2).

*** The panel unanimously finds this case suitable for decision without oral
argument. See Fed. R. App. P. 34(a)(2).

The Immigration Judge's adverse credibility determination was supported by specific and cogent reasons, that is, "such evidence as a reasonable mind might accept as adequate to support a conclusion."¹ The Immigration Judge pointed to specific inconsistencies and improbable statements in Sonzeu's testimony that led to his disbelief. Substantial evidence also supported the Immigration Judge's determination that Sonzeu's fear was of punishment for desertion, not of persecution on account of a protected ground.

Petition DENIED.

¹Berroteran-Melendez v. INS, 955 F.2d 1251, 1256 (9th Cir. 1992).